

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF PUERTO RICO

IN RE:

EDGAR MERCADO SIERRA

DEBTOR

CASE NO. 13-03627-ESL

CHAPTER 13

**DEBTOR'S MOTION AND NOTICE OF FILING OF POST-CONFIRMATION  
MODIFICATION OF CHAPTER 13 PLAN 11 USC §1329**

TO THE HONORABLE COURT:

**NOW COMES, EDGAR MERCADO SIERRA**, through the undersigned attorney,  
and very respectfully states and prays as follows:

1. The debtor is hereby submitting a post-confirmation modification of Chapter 13 Plan, 11 USC Section 1329, dated October 14, 2015, herewith and attached to this motion.

2. This Plan modification is filed to cure Chapter 13 Plan arrears owed to the Trustee.

**NOTICE PURSUANT TO LOCAL BANKRUPTCY RULE 3015(f)(2)(b)**

Within twenty-one (21) days after service as evidenced by the certification, and an additional three (3) days pursuant to Fed. R. Bank. P. 9006(f) if you were served by mail, any party against whom this paper has been served, or any other party to the action who objects to the relief sought herein, shall serve and file an objection or other appropriate response to this paper with the Clerk's office of the U.S. Bankruptcy Court for the District of Puerto Rico. If no objection or other response is filed within the time allowed herein, the paper will be deemed unopposed and may be granted unless: (i) the requested relief is forbidden by law; (ii) the requested relief is against public policy; or (iii) in the opinion of the Court, the interest of justice requires otherwise.

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Post confirmation modification of chapter 13 Plan  
Case no. 13-03627-ESL13

**I CERTIFY**, that on this same date a copy of this Notice was filed with the Clerk of the Court using the CM/ECF system which will send notice of same to the Chapter 13 Trustee, and all CM/ECF participants; I also certify that a copy of this notice was sent via regular mail to the debtor and to all creditors and interested parties appearing in the master address list, hereby attached.

**RESPECTFULLY SUBMITTED.** In San Juan, Puerto Rico, this 14<sup>th</sup> day of October, 2015.

/s/Roberto Figueroa Carrasquillo  
ROBERTO FIGUEROA CARRASQUILLO  
USDC 203614  
ATTORNEY FOR PETITIONER  
PO BOX 186  
CAGUAS PR 00726-0186  
TEL 787-744-7699 FAX NO 787-746-5294  
EMAIL: rfigueroa@rfclawpr.com

United States Bankruptcy Court  
District of Puerto Rico

IN RE:

Case No. 3:13-bk-3627

MERCADO SIERRA, EDGAR

Chapter 13

Debtor(s)

AMENDED CHAPTER 13 PAYMENT PLAN

1. The future earnings of the Debtor(s) are submitted to the supervision and control of the Trustee and the Debtor(s) shall make payments to the Trustee ☒ directly ☐ by payroll deductions as hereinafter provided in the PAYMENT PLAN SCHEDULE.
2. The Trustee shall distribute the funds so received as hereinafter provided in the DISBURSEMENT SCHEDULE.

PLAN DATED: 10/14/2015

☐ PRE ☒ POST-CONFIRMATION

☐ AMENDED PLAN DATED:

Filed by: ☐ Debtor ☐ Trustee ☐ Other

I. PAYMENT PLAN SCHEDULE

\$ 250.00	x	5	= \$	1,250.00
\$ 0.00	x	4	= \$	0.00
\$ 299.00	x	1	= \$	299.00
\$ 315.00	x	14	= \$	4,410.00
\$ 0.00	x	5	= \$	0.00
\$ 378.00	x	31	= \$	11,718.00
TOTAL:			\$	17,677.00

Additional Payments:

\$ to be paid as a LUMP SUM  
within with proceeds to come from:

☐ Sale of Property identified as follows:

☐ Other:

Periodic Payments to be made other than, and in  
addition to the above:

\$ x = \$

PROPOSED BASE: \$ 17,677.00

III. ATTORNEY'S FEES  
(Treated as § 507 Priorities)

Outstanding balance as per Rule 2016(b) Fee  
Disclosure Statement: \$ 2,861.00

Signed: /s/ EDGAR MERCADO SIERRA  
Debtor

Joint Debtor

II. DISBURSEMENT SCHEDULE

A. ADEQUATE PROTECTION PAYMENTS OR \$

B. SECURED CLAIMS:

☐ Debtor represents no secured claims.

☒ Creditors having secured claims will retain their liens and shall be paid as follows:

1. ☐ Trustee pays secured ARREARS:

Cr.	Cr.	Cr.
#	#	#
\$	\$	\$

2. ☒ Trustee pays IN FULL Secured Claims:  
Cr. RELIABLE FINANCI Cr.

# Claim 2-1	#	#
\$ 9,565.40	\$	\$

3. ☐ Trustee pays VALUE OF COLLATERAL:

Cr.	Cr.	Cr.
#	#	#
\$	\$	\$

4. ☐ Debtor SURRENDERS COLLATERAL to Lien Holder:

5. ☐ Other:

6. ☐ Debtor otherwise maintains regular payments directly to:

C. PRIORITIES: The Trustee shall pay priorities in accordance with the law.  
11 U.S.C. § 507 and § 1322(a)(2)

D. UNSECURED CLAIMS: Plan ☐ Classifies ☒ Does not Classify Claims.

1. (a) Class A: ☐ Co-debtor Claims / ☐ Other:

☐ Paid 100% / ☐ Other:

Cr.	Cr.	Cr.
#	#	#
\$	\$	\$

2. Unsecured Claims otherwise receive PRO-RATA disbursements.

OTHER PROVISIONS: (Executory contracts; payment of interest to unsecureds, etc.)

Additional Attorney's Fees: \$350.00 payment for the services rendered in  
connection to debtor(s)' post confirmation plan and related procedures for  
approval, pursuant to R. 2016 (f)(3).

Priority claim: \$1,338.11 (Department of Treasury, claim 4-3).

Debtor(s) to provide auto insurance upon maturity to RELIABLE thru Eastern  
America Insurance Company.

Late filed claims filed by creditors will receive no distribution.

Debtor reserves the right to object claims after plan confirmation.

Attorney for Debtor R. Figueroa Carrasquillo Law Office

Phone: (787) 744-7699

Label Matrix for local noticing  
0104-3  
Case 13-03627-ESL13  
District of Puerto Rico  
Old San Juan  
Wed Oct 14 21:21:49 AST 2015

US Bankruptcy Court District of P.R.  
Jose V Toledo Fed Bldg & US Courthouse  
300 Recinto Sur Street, Room 109  
San Juan, PR 00901-1964

EASTERN AMERICA INSURANCE COMPANY  
PO BOX 9023862  
SAN JUAN, PR 00902-3862

PR ACQUISITIONS  
PO BOX 194499  
SAN JUAN, PR 00919-4499

EDGAR MERCADO SIERRA  
BONNEVILLE TERRACE  
F 20 2 STREET  
CAGUAS, PR 00725-5806

RELIABLE FINANCIAL SERVICES  
PO BOX 21382  
SAN JUAN, PR 00928-1382

AT&T  
5407 ANDREWS HWY  
MIDLAND, TX 79706-2851

LIBERTY CABLEVISION-PR  
PO BOX 8759  
CAGUAS, PR 00726-8759

Palisades Collection, LLC  
Vativ Recovery Solutions LLC, dba SMC  
As Agent For Palisades Collection, LLC  
PO Box 40728  
Houston TX 77240-0728

MONSITA LECAROS ARIBAS  
OFFICE OF THE US TRUSTEE (UST)  
OCHOA BUILDING  
500 TANCA STREET SUITE 301  
SAN JUAN, PR 00901

TREASURY DEPARTMENT  
C/O DORIS E HERNANDEZ DIAZ, ESQ.  
DEPARTMENT OF JUSTICE  
PO BOX 9020192  
SAN JUAN, PR 00902-0192

Department of Treasury-  
Bankruptcy Section (Suite 1504)  
235 Ave. Arterial Hostos  
San Juan Puerto Rico 00918-1451

MIDLAND FUNDING LLC  
CITIBANK  
PO BOX 268941  
OKLAHOMA, OK 73126-8941

ALEJANDRO OLIVERAS RIVERA  
ALEJANDRO OLIVERAS CHAPTER 13 TRUS  
PO BOX 9024062  
SAN JUAN, PR 00902-4062

ROBERTO FIGUEROA CARRASQUILLO  
PO BOX 186  
CAGUAS, PR 00726-0186

The preferred mailing address (p) above has been substituted for the following entity/entities as so specified  
by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g)(4).

(d)RELIABLE FINANCIAL SERVICES, INC.  
PO BOX 21382  
SAN JUAN PR 00928-1382

End of Label Matrix  
Mailable recipients 14  
Bypassed recipients 0  
Total 14